

BEFORE THE ARKANSAS STATE BOARD OF DENTAL EXAMINERS
IN THE MATTER OF GEORGE F. LAY, D.D.S.

CONSENT ORDER

On this 26th day of September 2003 comes on for hearing the matter of George F. Lay, D.D.S. The Arkansas State Board of Dental Examiners appeared together by a quorum of its membership, together with its attorney, William H. Trice, III. George F. Lay, D.D.S. appeared together with his attorney, Clayton Blackstock. From the pleadings, agreement of the parties and argument of counsel the Board finds that :

1. George F. Lay, D.D.S. is licensed to practice dentistry in the State of Arkansas pursuant to the provisions of the Dental Practice Act.
2. The Board entered an Order on the 29th of July 2003 suspending the license of George F. Lay, D.D.S. to practice dentistry in the State of Arkansas on an emergency basis pending further Orders of the Board and charging him with alleged violation of A.C. A. § 17-82-316 (c) (3) that is not adhering to the rules of infection control for the safety and benefit of his patients; and failure to maintain proper standards of sanitation in his clinic; and alleged violation of Article XV (b) (c) that is failing to comply with the rules of the Board concerning infection control standards.
3. George F. Lay, D.D.S. at a previous meeting petitioned the Board to lift the emergency suspension of his license to practice dentistry showing compliance with the statutes, rules and regulations of the Board governing infection control and the Board granted his request.
4. Pursuant to A.C.A. § 25-15-208 (b) of the Administrative Procedure Act, George F. Lay,

D.D.S. made the following offer to the Board to resolve all issues pending before the Board:

- (A) The Arkansas State Board of Dental Examiners would dismiss the Order and Notice of Hearing dated 29 July 2003.
 - (B) George F. Lay, D.D.S. would pay to the Board within thirty (30) days of the date of this Order, \$1,377.38 to reimburse the Board the costs of the investigation and hearing in this matter.
 - (C) George F. Lay, D.D.S. will cooperate with the Board and make himself and his office available for inspections to demonstrate future compliance with the statutes, rules and regulations of the Board governing infection control over the next two (2) years.
 - (D) George F. Lay, D.D.S. will reimburse the Board the costs of any additional inspections of his clinic to determine his compliance with the infection control procedures set forth in the statutes, rules and regulations of the Board.
5. The Arkansas State Board of Dental Examiners finds that the offer of George F. Lay, D.D.S. is a fair and equitable offer and accepts the same.

WHEREFORE, IT IS CONSIDERED, ORDERED AND ADJUDGED that the agreement of the parties stated in Paragraph 4 above will be adopted as the Board's own order and that this matter will be dismissed pursuant to the terms of that agreement.

IT IS SO ORDERED.

ARKANSAS STATE BOARD OF DENTAL
EXAMINERS



JOSEPH DEATHERAGE, D.M.D., M.D. PRESIDENT

DATE

10/22/03

Approved:

William H. Trice, III

Attorney for the Arkansas State Board of Dental Examiners

Clayton Blackstock

Attorney for George F. Lay, D.D.S.

George F. Lay, D.D.S.